

CITY UTILITIES COMMITTEE

MINUTES

DECEMBER 13, 2011

9:30 A.M.

The regularly scheduled meeting of the City Utilities Committee held on **Tuesday, December 13, 2011 at 9:41 a.m., in Committee Room #2.** The following members were present:

The Honorable Natalyn M. Archibong, Chair
The Honorable C. T. Martin
The Honorable Yolanda Adrean
The Honorable Howard Shook
The Honorable Carla Smith

The following members were absent:

The Honorable H. Lamar Willis, Vice-Chair
The Honorable Aaron Watson

Others present at the meeting were: Stephanie Grant, Michael Patrick McShane, Marc Goncher and Renee Sheperd, Law Department; Commissioner Richard Mendoza and Deputy Commissioner Dexter White, Department of Public Works; Commissioner Jo Ann J. Macrina, Deputy Commissioners Eric Glover; Department of Watershed Management; members of the public, press and Council Staff.

Chairperson Archibong called the meeting to order at 9:41 a.m. after declaring a quorum present. She then proceeded with the following order of business.

A. ADOPTION OF AGENDA – ADOPTED

B. APPROVAL OF MINUTES - APPROVED

CONSENT

C. ORDINANCES FOR FIRST READING

11-O-1805 (1) An Ordinance by City Utilities Committee authorizing the release of a certain Sanitary Sewer Easement, said Easement being located on the property known as 2690 Metropolitan Parkway, Atlanta, Georgia; authorizing the Mayor or his designee to execute a Quitclaim Deed or other documents necessary to effectuate such release; and for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

ORDINANCES FOR FIRST READING (CONT'D)

- 11-O-1806 (2) An Ordinance by City Utilities Committee authorizing the release of a certain Storm Sewer Easement in exchange for certain improvements to the City of Atlanta Storm Water System, said easement being located on the property known as 4225 Harris Trial, Atlanta, Georgia; authorizing the Mayor or his designee to execute a Quitclaim Deed or other documents necessary to effectuate such release; and for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

- 11-O-1807 (3) An Ordinance by City Utilities Committee to **abandon** that portion of Linbergh Drive and being more specifically described in the attached Exhibits "A-1 and A-2" lying and being in Land Lots 48 and 59 of the 17th District, Fulton County, Georgia; waiving certain provisions of the Code of Ordinances; and for other purposes. **(Advertised for a Public Hearing 1/10/12)**

TO BE REFERRED TO CITY UTILITIES COMMITTEE

- 11-O-1808 (4) An Ordinance by City Utilities Committee authorizing the Mayor or his designee to execute documents that would grant permanent easement rights to the Georgia Power Company across three tax parcels owned by the City of Atlanta and under the purview of the Department of Watershed Management that are located in the Land Lot 150 and 151 on the 17th District of Fulton County; and for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

- 11-O-1809 (5) An Ordinance by City Utilities Committee authorizing the Mayor or his designee to execute documents that would grant permanent easement rights to the Georgia Power Company across city-owned property associated with Fire Station 25 at 2349 Benjamin E. Mays Drive in Land Lot 183 of the 14th District of Fulton County; and for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

ORDINANCES FOR FIRST READING (CONT'D)

- 11-O-1810 (6) An Ordinance by City Utilities Committee authorizing the Mayor of his designee to execute documents that would grant permanent easement rights to the Georgia Power Company across city-owned property associated with the Atlanta Fire Training Facility on Claire Drive in Land Lot 72 of the 14th District of Fulton County; and for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

REGULAR

D. ORDINANCE FOR SECOND READING

- 11-O-1840 (1) An Ordinance by Councilmember Joyce Sheperd authorizing the Commissioner of Watershed Management to issue an Encroachment Agreement (Stream Bank Ordinance) for property located at 345 Ashwood Avenue, SW; and amend Section 74-306(a) by adding a new subparagraph (3); and for other purposes.
(Councilmember Archibong made a motion to hold)

HELD

E. PAPERS HELD IN COMMITTEE

- 10-O-1058 (1) An **Amended** Ordinance by City Utilities Committee to amend Chapter 154 (Utilities), Article III (Water), Division I (Generally) of the City of Atlanta, Code of Ordinances. for the Department of Watershed Management Bureau of Drinking Water to adjust Meter Hydrant Service and Installation Fees; and for other purposes. **(Amended and held 7/13/10)**
(Public Hearing held 9/21/10)

City Utilities Committee Minutes
December 13, 2011
Page Four

PAPERS HELD IN COMMITTEE (CONT'D)

- 10-O-1059 (2) A **Substitute** Ordinance by City Utilities Committee to amend Section 173 (Charges for Sewers laid by Developer for Use of Development), Division 2 (Assessments), Chapter 154 (Utilities), Article IV (Sewer Construction and Assessments), of the City of Atlanta Code of Ordinances to increase certain fees and impose new fees for Pipe and Structural Inspection, Erosion Control and Construction Inspection, Site Plan Review, and other services; to create a new Section 318 (Application Fees), Article VII (Riparian Buffer Requirements) Chapter 74 (Environment), to impose a new fee for plan review related to Riparian Buffer authorized Encroachment Applications; to create a new Section 521 (Fees), Article X (Post Development Stormwater Management) Chapter 74 (Environment) to impose a new fee for Plan Review related to Post Development Stormwater Management; to create a new Section 208 (Fees), Article VI (Flood Area Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Flood Plain Management; to create a new Section 406 (Fees), Article VIII (Wetland Protection Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Wetlands Protection; and for other purposes. **(Held 6/29/10 for a Public Hearing) (Substituted and held 9/14/10) (Public Hearing held 9/21/10)**
- 10-O-1688 (3) An Ordinance by Councilmembers Ivory L. Young, Jr. and Michael J. Bond, authorizing the Mayor or his designee to abandon the portion of James P. Brawley Drive, SW located between Beckwith and Martin Luther King, Jr. Drive, SW on the east and located between Mitchell Street, SW and Beckwith Street, SW on the west and being more specifically described in Exhibit "A" and more completely described in Exhibit "B" lying and being in Land Lot 109 of the 14th District, Fulton County, Georgia; to abandon the portion of Mitchell Street, SW between James P. Brawley Drive, SW and

City Utilities Committee Minutes
December 13, 2011
Page Five

PAPERS HELD IN COMMITTEE (CONT'D)

Paschal Boulevard, SW as marked on Exhibit "A" and more completely described in Exhibit "C"; to abandon Student Nonviolent Coordinating Committee ("SNCC") Way, SW between 399.76' south of Mitchell Street, SW and Beckwith Street, SW on the west side and between Mitchell Street, SW and Beckwith Street, SW on the west side as marked on Exhibit "A" and more completely described in Exhibit "D"; and for other purposes. **(To be advertised for a Public Hearing) (Held 9/14/10 for further discussions and a Public Hearing)**

- 11-O-0080 (4) An Ordinance by Councilmember Kwanza Hall authorizing the Mayor or his designee to impose a Moratorium on street name changes for six (6) months; and for other purposes. **(Held 1/14/11 at the request of the author)**
- 11-R-0088 (5) A Resolution by Councilmembers Michael J. Bond, H. Lamar Willis, Aaron Watson, Ivory L. Young, Jr. and Cleta Winslow authorizing the Mayor or his designee to enter into an agreement between the City of Atlanta and the Urban Villa Neighborhood Association allowing the installation of a neighborhood sign within a certain right-of-way; and for other purposes. **(Held 1/14/11 for further review)**
- 11-O-0108 (6) An Ordinance by Councilmember Michael J. Bond to designate the intersection of Atlanta Student Boulevard, SW and Walnut Street, SW, Flipper Temple AME Square; and for other purposes. **(To be advertised for a Public Hearing) (Held 2/1/11 for further discussion)**
- 11-R-1132 (7) A Resolution by Councilmembers Natalyn M. Archibong, Howard Shook and Yolanda Adrean authorizing payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$_____ as stipulated penalties for the violation of CSO Fecal Coliform Operational Standards _____ pursuant to the CSO Consent Decree, Civil Action File No. 1:95-CV-2550-TWT; to identify the source of funding; and for other purposes. **(Held 7/26/11)**

City Utilities Committee Minutes
December 13, 2011
Page Six

PAPERS HELD IN COMMITTEE (CONT'D)

- 11-O-1632 (8) An Ordinance by City Utilities Committee authorizing the Chief Financial Officer to amend the FY 2012 (Water & Wastewater Renewal and Extension Fund) (5052) Budget, in the amount of \$9,000.000.00 to transfer funds from the Water & Wastewater Renewal and Extension Fund Reserve for Appropriations and add to appropriations for the Supplemental Program Management Services Project; and for other purposes. **(Held 11/29/11 for further review)**

F. REQUESTED ITEMS

1. Councilmember Adrean requested metrics be developed to show compliance with safety procedures. (i.e. # of incidents, % of time in compliance) - Watershed
2. Councilmember Archibong requested the Department of Watershed to include in their Quarterly Update the number of raised valves on the manhole covers.
3. Councilmember Archibong made a request to start a Sidewalk Subcommittee and report back to the committee next meeting. (Councilmember Shook will chair the committee, Sally Flock and Ron Shakur volunteered.)
4. Councilmember Archibong requested that the staff schedule visit to all of the Department of Watershed facilities.
5. Councilmember Adrean made a request to the Department of Watershed Management to include a copy of a sign-off report from the CFO on all bonds matters in required legislation.
6. Councilmember Willis requested the Department of Public Works provide answers on who and why the City would waive Encroachment Fees. Does the department know how many existing encroachments there are?
7. Councilmember Willis requested the Department of Public Works to provide data on its safety program and how the data is analyzed?

City Utilities Committee Minutes
Page Seven

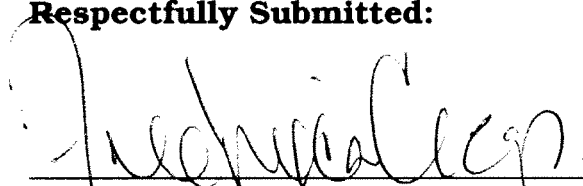
REQUESTED ITEMS (CONT'D)

8. Councilmember Adrean requested a list of the infrastructure in need of repair and a 5 Year Financial Plan from the Department of Watershed Management.
9. Councilmember Willis request an updated list of the City's take home vehicles.

**City Utilities Committee Minutes
December 13, 2011
Page Eight**

There being no further business to come before the Committee, the meeting adjourned at 9:51 a.m.


Respectfully Submitted:



Fredrieca Cooper, Legislative Assistant



**Larry Stokes for Alfred Berry, Jr.
Research and Policy Analyst**



**The Honorable Natalyn M. Archibong, Chair
City Utilities Committee**